

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. CR13-139-RSL  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
BRIANN PARDO, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Conspiracy to Distribute Controlled Substances

Date of Detention Hearing: May 8, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant is a citizen of Canada. He was born in the Philippines and became a  
04 Canadian citizen between 1994 and 1996. He receives disability payments for a mental  
05 impairment and occasionally is employed as a glass installer.

06 3. Defendant's criminal record from Canada includes Assault with a Weapon,  
07 Breaking and Entering, and Theft. Defendant is alleged to have admitted to agents that he  
08 transported drugs from Canada to the United States on two separate occasions and fears for his  
09 safety if he were to return to Canada, due to the seizure of the drugs which he was attempting to  
10 bring into this country.

11 4. Defendant's history of probation supervision in Canada shows at least three  
12 convictions for violating the conditions of probation. In the pre-sentence report for the third  
13 conviction, Defendant is said to be addicted to cocaine and failed to attend the first sessions of  
14 drug treatment, and was not compliant with mental health treatment. The defense proffers that  
15 he has been compliant with drug and mental health treatment since that time.

16 5. Taken as a whole, the record does not effectively rebut the presumption that no  
17 condition or combination of conditions will reasonably assure the appearance of the defendant  
18 as required and the safety of the community.

19 It is therefore ORDERED:

- 20 1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
21 General for confinement in a correction facility separate, to the extent practicable, from  
22 persons awaiting or serving sentences or being held in custody pending appeal;

01 2. Defendant shall be afforded reasonable opportunity for private consultation with  
02 counsel;

03 3. On order of the United States or on request of an attorney for the Government, the  
04 person in charge of the corrections facility in which defendant is confined shall deliver  
05 the defendant to a United States Marshal for the purpose of an appearance in connection  
06 with a court proceeding; and

07 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
08 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
09 Officer.

10 DATED this 8th day of May, 2013.

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13 Mary Alice Theiler  
14 United States Magistrate Judge  
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